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COUNSEL

William P. Gibbens
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Billy@semmlaw.com

February 2, 2012

VIA CERTIFIED MAIL:

CMRR #:70090080000039219912

Jeff S. Jordan, Esq.
Supervisory Attorney
Federal Election Committee
Department of Complaints and Legal Administration
999 E Street NW
Washington, D.C. 20463

Re: MUR 6519

Dear Mr. Jordan:

I represent Calvin C. Fayard, Jr., who is the subject of a sworn complaint filed by Kevin P. LeMaire. I have been working with the attorneys for Cynthia Fayard, Caroline Fayard, Frances Fayard, Chalyn Fayard, Calvin C. Fayard, III, Carolyn Mistoler, Valerie Honeycutt, and D. Blayne Honeycutt, who are also mentioned by name in Mr. LeMaire's complaint, and I am authorized to file this response on behalf of those individuals as well.

Kevin LeMaire is a former employee of Mr. Fayard's law firm and was terminated in 2003. Since his termination from the firm, Mr. LeMaire has harassed Mr. Fayard and his family with threats of frivolous lawsuits, unfounded complaints to the Louisiana State Bar and the Louisiana Board of Ethics, and now this baseless complaint to the Federal Election Commission.

In addition, it appears that Mr. LeMaire has been publicizing his crusade against Mr. Fayard on several internet blogs. On January 4, 2012, in a possible violation of 2 U.S.C. § 437g(12)(A), one of these blogs stated that "Calhoun [Mr. Fayard] has another problem besides the Louisiana Ethics Administration as Slabbed has learned that the Federal Election Commission is also now on the case as well. (Case # MUR 6519)." See Ex. "A."

As I understand Mr. LeMaire's most recent complaint, he contends that Calvin C. Fayard, Jr. or Cynthia Fayard funded a \$10,000 contribution by their daughter, Chalyn Fayard, to the Democratic State Central Committee of Louisiana ("DSCCLA") in October 2010. Mr. LeMaire has no knowledge of the finances of Chalyn Fayard or any other person mentioned in his complaint, and his allegation, solely supported with the specious argument that Chalyn was not employed at the time, is false.

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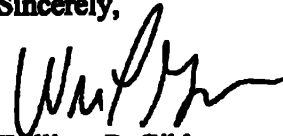
Jeff S. Jordan, Esq.
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Chalyn Fayard contributed her own money to DSCCLA. Ms. Fayard, a 35-year-old veterinarian who was pursuing a doctoral degree at the time of her contribution in October 2010, regularly receives income from several investments. Attached to this letter is an affidavit from Ms. Fayard confirming her income for 2010 and stating that she has considerably more financial assets than her annual income which can be presented if necessary. See Ex. "B." I believe this sufficiently refutes Mr. LeMaire's accusation, but please let me know if you would like to discuss this issue further.

Finally, in the last paragraph of his four page complaint, Mr. LeMaire makes the vague and unsupported allegation that Cathryn Caroline Fayard, Calvin C. Fayard, III, D. Blayne Honeycutt, Valerie Honeycutt, and Frances Gray Fayard may have also made improper contributions to DSCCLA. Like Chalyn Fayard, these five individuals contributed their own funds to DSCCLA. I do not believe that Mr. LeMaire's unfounded, vague allegations warrant the disclosure of these individuals' financial information, but please let me know if you require further documentation.

With kind regards, I remain

Sincerely,

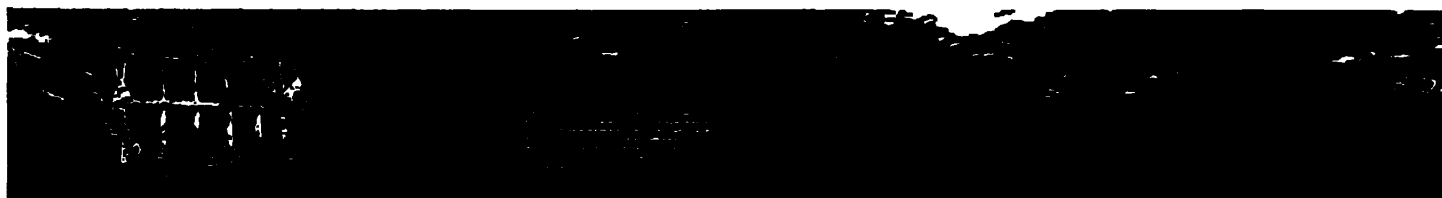


William P. Gibbens

WPG/pcb
Enclosures

cc: Kim Collins (via e-mail)
Jennifer Thornton, Esq. (via e-mail)
Ravi Sangisetty, Esq. (via e-mail)
Kara Samuels, Esq. (via e-mail)

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Competing Conflicts of Interest cause Gulf Coast Claims Facility to suspend payments: A periodic report from the gutter where its all going down.

JANUARY 4, 2012

by sop81_1

tags: Blagnum J.D., BP, Calvin "Calhoun" Fayard, Eric O'Bell, Gulf Coast Claims Facility, Gulf Oil Catastrophe, In Re: Oil Spill by the Oil Rig "Deepwater Horizon" in the Gulf of Mexico on April 20 2010, Ken Feinberg, Louisiana Governor Bobby Jindal, Magnum J.D., Plaintiffs' Steering Committee

Ladies and Gentlemen in the next MDL Wrestling Federation match we have a Fatal 4 way match! We have Barack Obama's Wall Street shoe shine boy Ken Feinberg for the GCCF v Bobby "Piyush" Jindal for BP v Buddy "Tickle my ass with a feather" Caldwell v Plaintiff Steering Committee (PSC)

It's not for a conflict of interest, some would have no interest at all ~ Nowdout

There are too many pigs for the teats ~ Abraham Lincoln

Yesterday Anita Lee at the Sun Herald broke and then added to the story of a ruling by Judge Barbier yesterday which allowed the Plaintiff's Steering Committee to recoup their expenses from those folks that have settled their claims with BP via the Gulf Coast Claims Facility involving a 4% holdback from Louisiana and Alabama originated claims and 6% for everyone else. Seeing Anita's story, my Marina Bro @Milla sent me a hot signal via Twitter, Anita was kind enough to share the order and spare me the PACER charge when answering my email inquiry and I shook the tree. I just about got pummeled by everything that fell out but today we'll start by saying while we've favorably blogged on Judge Barbier's rulings in post Katrina insurance litigation his latest ruling is way off base IMHO. In fact it stinks folks.

Luckily for everyone Rehman Mowbray at the T-F joined the party today and advanced the discussion by disclosing a somewhat open secret that Louisiana Attorney General Buddy Caldwell is feuding with Gov Jindal and both have legal teams with snouts firmly entrenched in the BP trough supposedly representing the State of Louisiana by pissing on each other. What Mowbray left out was that Caldwell's contract council, Allan "Show me the Money" Kanner and Judge Barbier have also been clashing repeatedly in the courtroom and it that was addressed in the Judge Barbier's Order and Reasons:



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CALENDAR/ARCHIVES

January 2012

B	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
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EXHIBIT

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claims in this MDL, the other being Alabama. Notably, the Attorney General for the State of Alabama had also reached agreement with the PSC to work cooperatively to further their joint or shared interests. For this reason, the Court appointed Alabama Attorney General Luther Strange to the Settlement Committee for the Gulf Coast States. The Court also appointed Louisiana Attorney General Jeff Landry to cooperate with the PSC and the State of Alabama. As a result, the Settlement Committee for the Gulf Coast States is now composed of the Attorney General for the State of Louisiana, the Attorney General for the State of Alabama, and the Attorney General for the State of Mississippi. The Settlement Committee is now working to resolve the claims of the Gulf Coast States.

In a way this paragraph lays out the entire problem in that part of the aftermath of the tobacco litigation is that private lawyers can not represent the state and collect their fee from state recoveries in Louisiana. Alabama does not have such a stringent law regarding such payments. I'm a Johnny-come-lately to the Oil Spill MDL but I am wondering why there needs to be any holdback account at all as no class has been certified by the courts and the credit worthiness of BP should not be a question. And since BP is the defendant why are they not paying the freight instead of the Settlement and since that actually last due to the spill and were able to successfully settle their claims without any help from the PSC. Finally WTF is Jindal doing trying to play State AG instead of being a Gov? BWHIO Jindal is playing both sides against the middle here and Magnum is lurking about.

Why isn't Bobby Jindal representing the many people who will settled with GCCF instead trying to grab a portion of their money to fund the politically connected lawyers on the PSC instead of BP paying that freight? I think we kinda pre-explained stuff like that right here on Slabbed. Our readers may recall we leaked Magnum's contract with BP's Mark Holstein dated October 28, 2010. The entire Slabbed Nation was tantalized by a leaked email from Magnum to BP's General Council Holstein dated November 17, 2010 where Magnum was "eager to begin working on this matter on BP's behalf". And then last July I did circulate a few political handshakes held by trial lawyer Magnum J.D.:



So if Jindal is playing cards for both sides is he the only one? Hell no folks not by a long shot. This is where our new friend and famed class action lawyer Calvin "Calhoun" Fayard comes into play as he hasn't met a conflict of interest that he failed to exploit. Calhoun is supposedly a very wealthy guy after years of doing the class action thing. He sits on the PSC and as a bonus he also represented both the State and Jefferson Parish's interest in the spill litigation as this suit filed literally the day of

He'll like
part of
Picayune eat its own big toe.....

Lets disclose another branch of the Louisiana to Nova Scotia family as Slabbed welcomes Edwin Edwards eating Casey S Guns to the Trout Point Lodge Party.

Trout Point lawsuit could hit rough waters in U.S.A. | South Coast Today

Gulfport lawyer Jim Dinn fills suit against BP

Here is some more Charles Leary / Trout Point Lodge Jackassery: Why due process is important to a slash court system

Move back to Slabbed.Org
Imminent (Updated)

33099

Poor Roy D'Aquila got butterflies on his tummy tum tum when he saw Val Bracy's reports on the Trout Point Development

They left the one legged crack whore outta the story

> BREAKING: I have a Yenni Building uproar update

> Danny Abel, Shane Gates aka Shane D'Antoni, Charles Leary & Vaughn Permit Come on Down!

RECENT COMMENTS



Not At All Surprised on The girls are saber rattling..



sop8_1 on The girls are saber rattling..



Fres on The girls are saber rattling..



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anonymous on The girls are saber rattling..

- New Orleans News on The girls are saber rattling..

the blowout illustrates. In November when these motions were being filed a different set of lawyers representing Jefferson Parish filed opposition to the reserve fund, while Fayard and the PSC were agitating to wet their beaks. Simply put the Office of the Gov is at loggerheads with not only AG Caldwell but also impacted Parishes like Jefferson. But we're not done folks as we must cross into wonderland.

In late November I capped off a series of posts on Calhoun's bundling of campaign cash using straw men as fronts and how the Louisiana Board of Ethics was investigating such alleged activities related to the failed Lie Gov Campaign of Calhoun's daughter Caroline. At the time Calhoun was trying to quash a set of subpoenas that would either prove or disprove the allegation and he has since successfully obtained a temporary stay from an appeals court of the lower court ruling we linked denying Calhoun's motion to quash those subpoenas. Calhoun lawyered up big for the appeals court battle folks retaining Lewis Unglesby of Butt Call infamy for instance. I mention all this because one of the Calhoun's lawyers in that fight against the State of Louisiana is a guy by the name of Wade Shows and my Gabby cousin Slabb O'Leak sent me a request for an advisory opinion to the State Ethics involving Shows' representation of Calhoun in that fight. This is the salient part of the request:



sop81_1 on The girls are saber rattling...



jr on He'll likely be remember...



jr on Trout Point lawsuit could hit ...



vonsippa on He'll likely be remember...

BLOGGING COMMUNITY

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Bayou Buzz

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C. B. Forgetston

Disenfranchised Citizen

First Draft

Green Heritage News

Huffington Post

Humid Beings

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Katy's Exposure

NOLA Defender

Pistolette

Project NOLA

Ta-Nehisi Coates

Talking Points Memo

The Audit (CJR)

The Dead Pelican

The Hayride

The Jefferson Report

The Lens

Yall Politics

Your Right Hand Thief

On November 17, 2011, Mr. Shows and his law firm enrolled as counsel of record on behalf of Mr. Calvin C. Fayard, Jr. in the matter titled Louisiana Democrats v/a DEMOPAC, et al. v. The Louisiana Board of Ethics, et al., civil action number 803-110 in the 10th Judicial District Court for the Parish of East Baton Rouge, Louisiana (Case Number 10-3, Exhibit "6"

The filing of the motion to disqualify the Louisiana Board of Ethics and its members by Calvin C. Fayard, Jr. and his law firm, the firm of Shows and Associates, P.C., is a clear and obvious attempt to circumvent the several legal issues and specifically the issue of the E.C.C.C. (the Louisiana Ethics Administration) Exhibit 7. Since the Louisiana Ethics Administration has been established by the State of Louisiana must be

Mr. Shows and his law firm, the firm of Shows and Associates, P.C., is a clear and obvious attempt to circumvent the several legal issues and specifically the issue of the E.C.C.C. (the Louisiana Ethics Administration) Exhibit 7. Since the Louisiana Ethics Administration has been established by the State of Louisiana must be

At this point I'll mention that representing Team-Jindal Caldwell in this 4 way pissing contest that resulted in GCCF claimants receiving a golden shower from Judge Barbier is none other than Wade Shows, who evidently runs Buddy Caldwell's office when he is not working for them and shows up working for Jindal Caldwell while he is also Calvin Fayard's personal lawyer in a case involving a state investigation.

And while we are on that subject of this state investigation into strawman political contributions it is worth noting others have been put in jail for doing such things though maybe not in Wonderland. I mention this because Calhoun has another problem besides the Louisiana Ethics Administration as Slabbed has learned that the Federal Election Commission is also now on the case as well. (Case # MUR 6519).

The self-proclaimed King of Torts Danny Bechnel has promised an appeal of Judge Barbier's curious ruling and he is not alone there as Buddy Caldwell will also be appealing this terribly flawed decision. The bottom line is if there is to be a reserve, then BP needs to fund it, not the little people getting settlements from the GCCF. Barbier's reasoning of the worth of the PSC's contribution to the settlement process at the GCCF is suspect at best. I hope it is not indicative of something far worse. My opinion is this whole MDL thing is FUBAR as this is a simple money grab folks and it appears Jindal wants his cut acting the part of waterboy for the PSC while taking positions that help BP financially.

sop

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from → Sop

← Rich, lets just say there are some folks that are a wee bit pissed.....

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10 Comments leave one →

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- State Farm Sucks
- The Insurance Situation
- United Policyholders

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